

GEHRING & SATRIALE LLC  
Louis R. Satriale, Jr. (LS-5027)  
Joseph E. Gehring, Jr. (JG-8178)  
The Lincoln Building  
60 East 42<sup>nd</sup> Street, Suite 817  
New York, New York 10165  
(212) 400-7420  
(212) 400-7440 (fax)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

FREDDY M. MOROCHO, WALTER TACURE on  
behalf of themselves and others similarly situated,

07 Civ. 2979 (CLB) (MDF)

Plaintiffs,

-against-

GEORGE C. KELLY and  
NYACK COLONIAL CAR WASH, INC.,

Defendants.

**AFFIDAVIT OF  
JOSE MORALES**

ESTADO DE NEW YORK )  
                            )  
                            ss:  
CONDADO DE ROCKLAND )

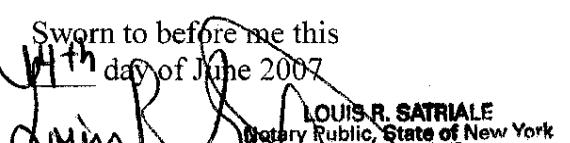
JOSE MORALES, bajo juramento depone y dice:

1. Soy un empleado de Nyack Colonial Car Wash in Nyack, New York . Estoy empleado allí desde el año 2002.
2. Hasta el principio de año, Freddy M. Morocho ha sido mi supervisor en el taller de lavado de carros. Me programaba mi horario de trabajo, dirigía mi trabajo y con mucha frecuencia él era el único gerente en el taller de lavado de carros.
3. El señor Walter Tacure nunca ha trabajado en el taller de lavado de carros desde que yo estoy trabajando allí.

Jose Morales  
JOSE MORALES

Sworn to before me this

14<sup>th</sup> day of June 2007

  
Louis R. Satriale  
Notary Public

LOUIS R. SATRIALE  
Notary Public, State of New York  
No. 5009797  
Qualified in Westchester County  
Certificate Filed in New York County  
Commission Expires March 22, 2011

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STATE OF NEW YORK )  
                        )  
                        ss:  
COUNTY OF ROCKLAND )

JOSE MORALES, being duly sworn, deposes and says:

1. I am an employee of Nyack Colonial Car Wash in Nyack, New York. I have been employed there since 2002.

2. Until earlier this year, Freddy M. Morocho was my supervisor at the car wash. He scheduled my hours, he directed my work and he very often was the only manager at all at the car wash.

3. Walter Tacure has not worked at the car wash at any time I have worked there.

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Jose Morales

Sworn to before me this  
\_\_\_\_ day of June 2007

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Notary Public